



#8 1645

2543-1-026

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

APPLICANT(S): Herath Mudiyansele Athula Chandrasiri Herath

SERIAL NO.: 10/076,047

EXAMINER: Unknown

OCT 09 2002

DATE FILED: February 13, 2002

ART UNIT: 1645

FOR: PROTEINS, GENES AND THEIR USE FOR DIAGNOSIS

TREATMENT OF BREAST CANCER

RECEIVED
OCT 09 2002
FBI CENTER 1600/2900

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 on October 2, 2002.

Betty Schultz

(Name of depositor)

Betty Schultz 10/2/02
(Signature and Date)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with Applicant's and Applicant's representatives' Duty of Disclosure under 37 CFR § 1.56, and pursuant to 37 CFR §1.97 and MPEP 717.05(b), Applicant(s) submit herewith documentary information for consideration by the Examiner. Information herein cited is only set forth in fulfillment of Applicant's duty of candor in disclosing all information brought to his attention, and is not an admission that it can be used adversely. The publications forwarded herewith are listed on the enclosed Form PTO-1449. Applicant(s) request that the Examiner, upon reviewing the enclosed materials, initial the enclosed form and return a copy thereof in accordance with the instructions on the form.

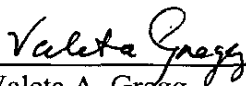
Enclosed please find copies of References **AA** through **BF** listed on the attached Form PTO-1449.

Reference **AA** through **BF** were cited in a International Search Report dated May 23, 2001 established by the European Patent Office International Searching Authority in connection with the corresponding PCT International Application. A copy of the International Search Report is also enclosed.

No fee is believed due for the filing of this statement inasmuch as it is being filed

before the mailing of the first official action on the merits. However, should the Patent and Trademark Office determine otherwise, authorization is hereby given to charge Deposit Account No. 11-1153 for this filing.

Respectfully submitted,



Valeta A. Gregg
Attorney for Applicants
Registration No. 35,127

KLAUBER & JACKSON
411 Hackensack Avenue
Hackensack, New Jersey 07601
(201) 487-5800
E-mail: kjiplaw@webspan.net or 6261210@mcimail.com

Date: October 2, 2002



RECEIVED

OCT 09 2002

TECH CENTER 1640/2900

Form PTO-1449 IRSY. 7.801 U.S. Department of Commerce Patent and Trademark Office LIST OF DOCUMENTARY INFORMATION CITED BY APPLICANT (Use several sheets if necessary)	ATTORNEY DOCKET NO.	2543-1-026
	SERIAL NO.	10/076,047
	APPLICANT	Herath
	FILING DATE	February 13, 2002
	GROUP	1645

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	4,775,620	10/4/88	Cardiff et al.			
	AB	5,188,964	2/23/93	McGuire et al.			
	AC	5,798,266	8/25/98	Quay et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AD	WO 96/33214 ✓	10/24/96	PCT			
	AE	WO 97/46884 ✓	12/11/97	PCT			
	AF	WO 99/32625 ✓	7/1/99	PCT			
	AG	WO 98/35229 ✓	8/13/98	PCT			

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AH	Asch et al., Cancer Research, 56:4841-5 (1996) ✓
	AI	Asch et al., Breast Cancer Research and Treatment, 55:179-88 (1999) ✓
	AJ	Asch et al., Proceedings of the American Association for Cancer Research Annual Meeting, 40:607 (1999) ✓
	AK	Bini et al., Electrophoresis, 18:2832-2841 (1997) ✓
	AL	Cuquerella et al., Medicina Clinica, 91:769-774 (1988) ✓

EXAMINER:	DATE CONSIDERED:
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



RECEIVED

OCT 09 2002

TECH CENTER 1600/2900
Sheet 2 of 3

Form PTO-1449 IRSY. 7.801 U.S. Department of Commerce Patent and Trademark Office	ATTORNEY DOCKET NO.	2543-1-026
	SERIAL NO.	10/076,047
LIST OF DOCUMENTARY INFORMATION CITED BY APPLICANT (Use several sheets if necessary)	APPLICANT	Herath
	FILING DATE	February 13, 2002
	GROUP	1645

	AM	Cuquerella et al., Oncologia (Madrid), 12:170-176 (1989) ✓
	AN	Database Swissprot 'Online! ACC: P08758, 1 November 1988, "Annexin V", abstract ✓
	AO	Database Swissprot 'Online! ACC: P02647, 21 July 1986, "Apolipoprotein A-I Precursor (APO-AI)", abstract ✓
	AP	Database GENBANK 'Online! ACC: g319918, 22 June 1999, "Apolipoprotein H precursor", ✓ abstract
	AQ	Database Swissprot 'Online! ACC: P06396, 1 January 1988, "Gelsolin Precursor", abstract ✓
	AR	Database GENBANK 'Online! ACC/ID: 035510, 1 January 1998, "Clusterin", abstract ✓
	AS	Dominioni et al., Tumori, 66:583-594 (1980) abstract ✓
	AT	Dong et al., Proceedings of the American Association for Cancer Research Annual Meeting, 40:367 (1999) ✓
	AU	Dong et al., International Journal of Cancer, 81:930-8 (1999) ✓
	AV	Franzen et al., Electrophoresis, 18:582-587 (1997) ✓
	AW	McNeil et al., Proceedings of the National Academy of Sciences of the United States, 87:4120-4124 (1990) ✓
	AX	Mielnicki et al., Experimental Cell Research, 249:161-76 (1999) ✓
	AY	Niculescu et al., American Journal of Pathology, 140:1039-1043 (1992) ✓
	AZ	Page et al., Proceedings of the National Academy of Sciences of the United States of America, 96:12589-12594 (1999) ✓
	BA	Porter et al., Journal of Pathology, 170:435-440 (1993) ✓
	BB	Sato et al., Oncogene, 19:2904-2912 (2000) ✓
	BC	Trofatter et al., Genome Res., 5:214-24 (1995) abstract ✓
	BD	Vijayakumar et al., Journal of Clinical Immunology, 7:300-303 (1987) ✓
	BE	Williams et al., Electrophoresis, 19:333-343 (1998) ✓

EXAMINER:	DATE CONSIDERED:
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	



Sheet 3 of 3

TO-1449 IRSY. 7.801 U.S. Department of Commerce Patent and Trademark Office	ATTORNEY DOCKET NO.	2543-1-026
	SERIAL NO.	10/076,047
LIST OF DOCUMENTARY INFORMATION CITED BY APPLICANT (Use several sheets if necessary)	APPLICANT	Herath
	FILING DATE	February 13, 2002
	GROUP	1645

RECEIVED

OCT 09 2002

TECH CENTER 600/2900

	BF	Yang et al., Nucleic Acids Research, 27:2165-2174 (1999) ✓

EXAMINER:

DATE CONSIDERED:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609;
Draw line through citation if not in conformance and not considered. Include copy of this form with next
communication to applicant.